

**UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS**

ARISE FOR SOCIAL JUSTICE;
 OISTE?; NEW ENGLAND STATE-AREA
 CONFERENCE OF THE NAACP;
 REV. TALBERT W. SWAN, II;
 NORMAN W. OLIVER; DARLENE
 ANDERSON; GUMERSINDO GOMEZ;
 FRANK BUNTIN; RAFAEL RODRIQUEZ;
 and DIANA NURSE

Civil Action No. 05-30080-MAP

Plaintiffs,

v.

CITY OF SPRINGFIELD and SPRINGFIELD
 ELECTION COMMISSION

Defendants.

**ASSENTED TO MOTION TO SCHEDULE
CASE MANAGEMENT CONFERENCE AND
RESCHEDULE PRETRIAL CONFERENCE**

Now come the Defendants, City of Springfield and Springfield Election Commission and respectfully request that a Case Management Conference before Judge Ponsor be scheduled for October 19, 2006 at 3:30, by agreement of all parties and after consultation with the clerk's office, and further request that the Pretrial Conference in the above reference case be rescheduled from November 3, 2006 to a date during the first week of December, 2006. As reason therefore, Defense counsel states that additional time is required to prepare for the Pre-trial Conference due to developments caused by the Voting Section of the U.S. Department of Justice lawsuit for alleged Voting Rights Act violations. For the last three months almost all of defense counsel's efforts and attention have been directed toward resolution of Voting Rights Act claims raised by Voting Section attorneys in United States v. City of Springfield. On August 30, 2006, the United States and the City of Springfield signed an Agreed Settlement Order that requires the

City to institute a Spanish language election program. The settlement plan has been partially implemented and requires additional effort for implementation through the general election scheduled for November 2, 2006. In addition, supplemental discovery is required as a result of the receipt of receipt of the expert rebuttal reports of Drs. Engstrom and Amy submitted by the plaintiffs. The Case Management Conference scheduled for October 19, 2006 was agreed to by all parties through a conference with the court on October 6, 2006, and the motion to continue the pre trial to the first week of December was also agreed to by all parties.

Respectfully submitted,

CITY OF SPRINGFIELD and
SPRINGFIELD ELECTION COMMISSION

S/S Edward M. Pikula

Edward M. Pikula

By

Edward M. Pikula (BBO # 399770)

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City of Springfield

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CERTIFICATE OF SERVICE

To:

Nadine Cohen (BBO #090040)

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I, Edward M. Pikula, hereby certify that I caused forgoing document to be served on all parties via electronic filing on October 6, 2006

Edward M. Pikula

Digitally signed by Edward M. Pikula
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S/S Edward M. Pikula

Edward M. Pikula, Esq.

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